

IFW

Docket No.: SC66U-US



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Ralph R. Binetti, et al.  
Serial No. : 10/738,413                      Group Art Unit: 1635  
Filed : December 17, 2003                      Examiner: Bowman, Amy Hudson  
For : si-RNA-MEDIATED GENE SILENCING TECHNOLOGY TO INHIBIT  
TYROSINASE AND REDUCE PIGMENTATION

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is:

1. Transmittal Letter (1 page);
2. Response to Restriction and election Requirements (2 pages);
3. Return postcard.

Please charge any additional fees or credits any such fees, if necessary to Deposit Account No. 01-3040 in the name of Avon Products, Inc. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: August 17, 2005

Charles J. Zeller, Esq.  
Associate Attorney for Inventors  
Reg. No. 28,682  
**AVON PRODUCTS, INC.**  
Avon Place  
Suffern, New York 10901  
Tel: 845-369-2113  
Fax: 845-369-2900

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

Kathy S. Abrams

  
SIGNATURE

8/19/05  
DATE



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**RESPONSE TO RESTRICTION AND ELECTION REQUIREMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madame:

This is in response to the Office Action dated July 20, 2005, having a one (1) month period set for reply.

**REMARKS**

Pursuant to 35U.S.C. 121, the Office Action requested Applicant to restrict prosecution on the merits to one of the following groups:

- I. Claims 1-15, drawn to a method of treating hyperpigmentation or other unwanted pigmentation or skin condition, comprising topically administering a composition comprising one or more siRNA oligomers specific for tyrosinase mRNA in an effective amount to prevent, ameliorate, reduce, and/or eliminate the unwanted skin condition, classified in class 514, subclass 44;
- II. Claims 31-39, drawn to a method of treating, preventing, reducing, ameliorating, and/or eliminating hyperpigmentation or other unwanted pigmentation, comprising provided a composition comprising an siRNA oligomer specific for